

# EXHIBIT JJ

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

CHARLENE CARTER, §  
§  
Plaintiff, §  
§  
v. § Civil Action No.  
§ 03:17-cv-02278-S  
SOUTHWEST AIRLINES CO., §  
AND TRANSPORT WORKERS §  
UNION OF AMERICA LOCAL §  
556, §  
Defendants. §

REMOTE ORAL AND VIDEOTAPED DEPOSITION OF  
CHARLENE CARTER  
November 20, 2020

PARTS OF TRANSCRIPT DESIGNATED CONFIDENTIAL:  
PAGE 132:13 THROUGH 134:6  
PAGE 134:19 THROUGH 135:10

REMOTE ORAL AND VIDEOTAPED DEPOSITION OF CHARLENE CARTER, located at her residence in Aurora, Colorado, produced as a witness at the instance of the Defendant Southwest Airlines Co., and duly sworn, taken in the above-styled and numbered cause on November 20, 2020, from 10:02 a.m. to 4:36 p.m., before Joseph D. Hendrick, Certified Shorthand Reporter in and for the State of Texas, reported by machine shorthand, pursuant to Notice and the Federal Rules of Civil Procedure and any provisions stated on the record or attached hereto.

Job No. 4341722

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26 ALSO PRESENT:

27 Chris Maberry (Via Zoom)  
28 Lauren Armstrong (Via Zoom)  
29 Norm Harris, Videographer (Via Zoom)

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12 CERTIFIED QUESTIONS/INSTRUCTIONS NOT TO ANSWER  
13

NO.	PAGE/LINE
	None

25

THE REPORTER: Before we go on the record, could I ask you to announce your appearances?

MR. CORRELL: Mike Correll appearing for defendant Southwest Airlines.

MR. GILLIAM: Matthew Gilliam appearing for plaintiff Charlene Carter.

MR. CLOUTMAN: Ed Cloutman, one of the attorneys for Transport Workers Union Local 556.

MR. GREENFIELD: Adam Greenfield for defendant Transportation Workers Union Local 556.

THE WITNESS: Charlene Carter, plaintiff.

MR. CORRELL: And we are also joined by Chris Maberry who is counsel for Southwest Airlines and Lauren Armstrong who is also from Southwest Airlines.

THE REPORTER: Would you raise your right hand, please.

Do you swear or affirm that the testimony you are about to give in this case will be the truth, the whole truth, and nothing but the truth, so help you God?

THE WITNESS: Yes, I do.

CHARLENE CARTER

having been duly sworn, testified as follows:

## EXAMINATION

BY MR. CORRELL:

1 Q. Oh, when you say voice your petition, in  
2 what way?

3 A. I supported the people that were recalling  
4 our board and was vocal about it.

5 Q. Okay. And what information are you basing  
6 your account of that Ms. Stone would be aware that you  
7 were part of the recall efforts if you weren't actually  
8 able to sign that petition?

9 A. Because they had a list of all the people  
10 that were talking about the recall.

11 Q. Who had a list?

12 A. The union.

13 Q. Who at the union?

14 A. The actual -- the actual people within the  
15 union such as Audrey, Brett, Cuyler. They -- they had  
16 a whole list that was made up of all the people that  
17 were the objectors that they passed around to the  
18 membership and the recall people.

19 Q. Is this a document you have seen?

20 A. It is a document, yes, that I have seen.  
21 It was posted on all of the Facebook pages that we were  
22 all connected to within that time period.

23 Q. Do you have this document?

24 A. I believe I've given it to my attorneys,  
25 yes.

1 if anyone's at odds, it's the union and the company, is  
2 that correct, traditionally?

3 A. Traditionally, but that wasn't what was  
4 happening under Audrey's administration.

5 Q. Okay. But Southwest's administration  
6 hadn't changed, had it?

7 MR. GILLIAM: Objection, vague.

8 A. When you say administration you mean as in  
9 the people that work there?

10 BY MR. GREENFIELD:

11 Q. Well, yeah, I'm trying to understand how  
12 those two ideas jive, that, you know, generally I think  
13 the company -- most companies would prefer not to have  
14 a unionized workforce. So I'm trying to understand why  
15 you think the company would hold an animus against  
16 somebody who doesn't want to be a part of the union.

17 A. Because during the contract negotiations we  
18 were the loudest and Southwest Airlines wanted the  
19 contract signed.

20 Q. Okay.

21 A. And so -- and we know that Audrey and them  
22 were selling us a bad contract and we were very vocal  
23 on it, and that was one of the other reasons that we  
24 decided to opt out and then also call for recall, and  
25 we were also -- all the ones that were doing that were

1 I, CHARLENE CARTER, have read the foregoing  
2 deposition and hereby affix my signature that same is  
3 true and correct, except as noted above.

4

5 \_\_\_\_\_

6 CHARLENE CARTER

7 STATE OF \_\_\_\_\_ )  
8 COUNTY OF \_\_\_\_\_ )  
9

10 Before me \_\_\_\_\_ on this day  
11 personally appeared CHARLENE CARTER, known to me (or  
12 proved to me on the oath of \_\_\_\_\_ or  
13 through \_\_\_\_\_ (description of identity card  
14 or other document)) to be the person whose name is  
15 subscribed to the foregoing instrument and acknowledged  
16 to me that he executed the same for the purposes and  
17 consideration therein expressed.

18 Given under my hand and seal of office this  
19 \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.  
20

21 \_\_\_\_\_  
22 Notary Public in and for the  
23 State of \_\_\_\_\_  
24

1 REPORTER'S CERTIFICATION

2 DEPOSITION OF CHARLENE CARTER

3 November 20, 2020

4 I, Joseph D. Hendrick, Notary Public and  
5 Certified Shorthand Reporter in the State of Texas,  
6 hereby certify to the following:

7 That the Witness, CHARLENE CARTER, was duly  
8 sworn by the officer and that the transcript of the  
9 oral deposition is a true record of the testimony given  
10 by the witness;

11 I further certify that pursuant to FRCP  
12 Rule 30(f)(1) that the signature of the deponent:

13 X was requested by the deponent or  
14 a party before the completion of the deposition and is  
15 to be returned within 30 days from date of receipt of  
16 the transcript;

17 \_\_\_\_\_ was not requested by the  
18 deponent or a party before the completion of the  
19 deposition;

20 I further certify that the amount of time  
21 used by each party is as follows:

22 Mathew B. Gilliam - 00:00:00

23 Michael A. Correll - 04:54:50

24 Adam S. Greenfield - 01:08:13

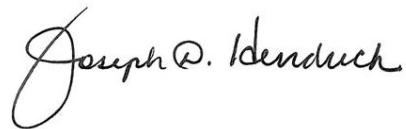
25 Edward B. Cloutman III - 00:00:00

I further certify that I am neither counsel for, related to, nor employed by any of the parties or attorneys in the action in which this proceeding was taken;

Further, I am not a relative or employee of any attorney of record, nor am I financially or otherwise interested in the outcome of the action.

Subscribed and sworn to on this date:

December 8, 2020.



Joseph D. Hendrick, CSR #947

Expiration Date: 04/30/2021

Notary Comm. Exp. 01/13/23

Veritext Legal Solutions

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